

NICHOLAS A. TRUTANICH  
United States Attorney  
Stephanie Ihler, Esq.  
Assistant United States Attorney  
501 Las Vegas Boulevard South, Suite 1100  
Las Vegas, Nevada 89101  
Tel.: (702) 388-6336  
[Stephanie.Ihler@usdoj.gov](mailto:Stephanie.Ihler@usdoj.gov)  
*Attorneys for the Plaintiff*

TELIA MARY U. WILLIAMS  
Nevada Bar No. 9359  
Law Office of Telia U. Williams  
10161 Park Run Dr, Ste 150  
Las Vegas, NV 89145  
(702) 835-6866  
[telia@telialaw.com](mailto:telia@telialaw.com)  
*Attorney for Terrance McNichols*

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
TERRANCE MCNICHOLS,  
  
Defendant.

Case No.: 2:07-cr-00130-RCJ-VCF

**STIPULATION TO CONTINUE  
HEARING REGARDING  
REVOCATION OF SUPERVISED  
RELEASE**  
(First Request)

IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A. Trutanich, United States Attorney, and Stephanie Ihler, Assistant United States Attorney, counsel for the United States of America, and Telia Mary U. Williams, counsel for Terrance McNichols, that the hearing regarding revocation of supervised release, currently scheduled for November 17, 2020 at 1:00 pm, be vacated and set to a date and time convenient to this Court, but no sooner than thirty (30) days. **The parties are amenable to a date and time of December 15, 2020 at 2:30pm for the hearing.**

1 The Stipulation is entered into for the following reasons:

2 1. Counsel for the defendant is looking to have out-of-state witnesses for the  
3 defendant's probation revocation hearing, who will need additional time to travel to Las Vegas,  
4 Nevada, for the hearing, making the November 17, 2020, less feasible;

5 2. Counsel for the defendant would also like additional time in which to retain a  
6 psychiatrist to evaluate the defendant in preparation for defense at the hearing, and to secure  
7 the defendant's ability to assist in his own defense at the hearing;

8 3. The defendant is in custody, but does not object to the continuance.

9 4. The Government does not object to the continuance.

10 5. The United States Probation Officer assigned to this matter, Matthew Martinez,  
11 does not object to the continuance.

12 6. The additional time requested herein is not sought for purposes of delay, but to  
13 allow defendant sufficient time within which to prepare for the hearing.

14 7. Denial of this request for continuance could result in a miscarriage of justice.  
15 The additional time requested by this Stipulation is excludable in computing the time within  
16 which the hearing herein must commence pursuant to the Speedy Trial Act, Title 18, United  
17 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
18 Section 3161(h)(7)(B)(i), (iv).

19 8. The parties are amenable to a date and time of December 15, 2020 at 2:30pm for  
20 the rescheduled hearing.

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

1 This is the first stipulation to continue filed herein.

2 DATED this 3rd day of November, 2020.

3  
4 LAW OFFICE OF TELIA U. WILLIAMS

NICHOLAS TRUTANICH  
United States Attorney

5  
6 */s/ Telia Mary U. Williams*  
7 By \_\_\_\_\_  
8 TELIA MARY U. WILLIAMS  
Counsel for Terrance McNichols

*/s/ Stephanie Ihler*  
By \_\_\_\_\_  
STEPHANIE IHLER  
Assistant United States Attorney

9  
10 By */s/ Matthew Martinez*  
11 MATTHEW MARTINEZ  
United States Probation Officer

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 TERRANCE MCNICHOLS,

7 Defendant.

Case No. 2:07-cr-00130-RCJ-VCF

FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER

9  
10 FINDINGS OF FACT

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
12 Court finds that:

13 1. Counsel for the defendant is looking to have out-of-state witnesses for the  
14 defendant's probation revocation hearing, who will need additional time to travel to Las Vegas,  
15 Nevada, for the hearing, making the November 17, 2020, less feasible;

16 2. Counsel for the defendant would also like additional time in which to retain a  
17 psychiatrist to evaluate the defendant in preparation for defense at the hearing, and to secure  
18 the defendant's ability to assist in his own defense at the hearing;

19 3. The defendant is in custody, but does not object to the continuance.

20 4. The parties agree to the continuance, as does the United States Probation Officer  
21 assigned to this matter;

22 5. The additional time requested herein is not sought for purposes of delay, but to  
23 allow the defendant sufficient time within which to prepare for the hearing.

24 6. Additionally, denial of this request for continuance could result in a miscarriage  
25 of justice. The additional time requested by this Stipulation is excludable in computing the time  
26 within which the hearing herein must commence pursuant to the Speedy Trial Act, Title 18,

1 United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United  
2 States Code, Section 3161(h)(7)(B)(i), (iv).

3 7. The parties are amenable to a date and time of December 15, 2020 at 2:30pm for  
4 the rescheduled hearing.

5 **CONCLUSIONS OF LAW**

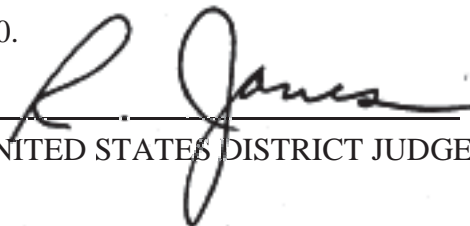
6 The ends of justice served by granting said continuance outweigh the best interest of the  
7 public and the defendant in a speedy hearing, since the failure to grant said continuance would  
8 be likely to result in a miscarriage of justice, would deny the defendant herein sufficient time  
9 and the opportunity within which to be able to effectively and thoroughly prepare for the  
10 hearing, taking into account the exercise of due diligence.

11 The continuance sought herein is excludable under the Speedy Trial Act, Title 18,  
12 United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18,  
13 United States Code, § 3161(h)(7)(B)(i), (iv).

14 **ORDER**

15 IT IS THEREFORE ORDERED that the hearing regarding revocation of supervised  
16 release currently scheduled for November 17, 2020, at the hour of 1:00pm, be vacated and  
17 continued to \_\_ Tuesday, 12/15/2020 at 2:30 p.m. before Judge Robert C. Jones.

18  
19 DATED this 5th day of November, 2020.

20   
21 \_\_\_\_\_  
22 UNITED STATES DISTRICT JUDGE  
23  
24  
25  
26